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1870

C H A R T E R,

B Y - L A W S

AND

CODE OF ETHICS

OF THE

Maryland College of Pharmacy.

BALTIMORE:

JOHN W. Woods, PRINTER,
12 South-st., over Farmers and Planters Bank.

1870.

AUG 8 1957

CHARTER, BY-LAWS

AND

CODE OF ETHICS

OF THE

Maryland College of Pharmacy.

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Film No. 5719, no. 4

FORM OF APPLICATION FOR MEMBERSHIP,

To be signed and handed to Treasurer.

Being conversant with the Constitution, By-Laws and Code of Ethics of the Maryland College of Pharmacy, and approving the purposes of said institution: I hereby make application for membership, and bind myself faithfully to observe its regulations, by subscribing hereto, my name.

I hereby agree to return my certificate of membership in the Maryland College of Pharmacy to the Treasurer of said corporation, whenever hereafter I shall cease to be connected with it in membership.

THE FISCAL YEAR COMMENCES ON THE FIRST DAY OF JANUARY.

DUES FOR FIRST YEAR.

Installation fee,	\$5 00
Contribution,	5 00

Or a ratable proportion thereof for any unexpired portion of the year, dating from the commencement of membership.

Certificate of membership,	\$2 50
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DUES AFTER FIRST YEAR.

Contribution, payable at January meeting,	\$5 00
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ACT OF INCORPORATION
OF THE
MARYLAND COLLEGE OF PHARMACY.
PASSED MARCH 23, 1870.

WHEREAS, It is the duty of every good Government to encourage the establishment of useful institutions, and regulations calculated to advance the well-being, security and interest of the community, and protect as far as possible its citizens from those ills and dangers to which they become exposed in the multiplied relations of society:

It having been made known to the Legislature, that the corporate powers granted to the Maryland College of Pharmacy by the State of Maryland, January 27, 1841, will expire by limitation, January 27, 1871, therefore,

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That George W. Andrews, J. Faris Moore, Wm. Silver Thompson, J. Brown Baxley, Joseph Roberts, A. P. Sharp, C. S. Tilyard, Oscar Monsarrat, H. A. Elliott, Wm. Elliott, N. H. Jennings, James P. Frames, Charles Caspari, William Caspari, J. J. Smith, E. H. Perkins, E. Walton Russell, Lewis Dohme, Edwin Eareckson, Francis P. Scott, Thomas E. Kirby, John F. Hancock, E. J. F. Russell, John Dushane, W. H. Osborn, John B. H. Jefferson, John Schwartz, Henry S. Rea, Fred. Hassencamp, Charles E. Dohme, J. E. McDaniel, J. C. Leamey, Robert Lautenbach, C. H. Dieffenbach, M. W. Donovan, J. S. Stevenson, Jr., Richard Sappington, Emile Laroque, A. Wiseman, F. Metzger, Henry Mittnacht, Adam J. Gosman, Christian Schmidt, John Sohl, Geo. F. Fechtig, Wm. H. Brown, J. J. Thomsen, John Block, A. Vogeler, Horace Burrough and Edward E. Burrough, constituting the present membership of said Maryland College of Pharmacy, together with such other persons as may hereafter become members of said College, be and they are hereby incorporated by the name of the Maryland College of Pharmacy, and shall by that name have perpetual succession, may sue and be sued in any Court of this State, may have and use a common seal, and at their pleasure alter and change the same, and they shall have power to establish by-laws and orders for the regulation of said institution: *Provided*, the same be not repugnant to the Constitution of the State of Maryland, or of the United States; and they shall have power to take, hold and possess any estate, real, personal or mixed, by subscription, gift, grant, purchase, devise or otherwise, and the same improve, lease, exchange or sell and convey at pleasure: *Provided*, that the value of real estate, held at any time by said corporation, shall not

exceed ten thousand dollars over and above the amount necessary for the requisite buildings, chemical, philosophical and pharmaceutical apparatus, library and other appurtenances to the objects specifically contemplated by this Act.

SEC. 2. *And be it further enacted*, That the officers of said College shall be a President, two Vice-Presidents, Secretary, Treasurer and a Board of three Examiners, which said officers shall constitute a Board of Trustees, of whom five shall form a quorum for the transaction of business; said Board of Trustees shall have control and direction of the funds of said corporation, the appointment of professors or lecturers, and all the subordinate officers of said College, and shall, in the name of the Maryland College of Pharmacy, issue certificates of membership, adopt rules and regulations for the examination of candidates, and grant diplomas; and further, are hereby authorized and empowered to confer in the name of, and under such regulations as said College may establish, the degree of Doctor in Pharmacy, and such other degrees or orders of merit as may conduce to the advancement of the Science of Pharmacy.

SEC. 3. *And be it further enacted*, That an election shall be held semi-annually by the members present at general meetings, to be held in July and January of each and every year, (after January, 1870,) for the election of officers by ballot, viz. for President, Secretary, Treasurer and one of the Board of Examiners in July, and for two Vice-Presidents, and two Examiners in January, said officers shall hold their respective offices for the term of one year, or until others be elected to succeed them; in case of vacancy occurring in said Board of Trustees from other cause than expiration of term of office, said Trustees are hereby empowered to fill said vacancy by the appointment of a member of said College to serve the unexpired term. No person other than a member of said College shall be eligible to office in the same.

SEC. 4. *And be it further enacted*, That the Treasurer shall give bond for the faithful performance of the duties of his office, and render account of his transactions therein to the Board of Trustees in such manner as they may direct.

SEC. 5. *And be it further enacted*, That nothing herein contained shall be so construed as to authorize the said corporation to issue any note, certificate, devise or token to be used as currency.

SEC. 6. *And be it further enacted*, That the right is hereby expressly reserved to the General Assembly to repeal this Act at its pleasure.

SEC. 7. *And be it further enacted*, That this Act of incorporation shall take effect from the date of its passage, and shall supersede the Act of incorporation granted said Maryland College of Pharmacy, January 27, 1841; and further, that the said last named Act of incorporation is hereby repealed and declared void.

B Y - L A W S .

The officers of this College consist of a President, two Vice-Presidents, Secretary, Treasurer, and Board of three Examiners ; all of whom constitute the Board of Trustees.

LAW I.—Of the President.

Sec. 1. It shall be the duty of the President, in his absence of the Vice-Presidents, in their order, and in their absence of a chairman appointed pro tempore, to preside over all meetings of this College. In case of equal division the chairman shall have the casting vote.

Sec. 2. He shall, at the request of any three members, specifying the object in view, call a special meeting of the College. He shall nominate all committees, unless a vote be called for by the members present, or the appointment be otherwise provided for. He shall sign all diplomas and certificates of this College.

LAW II.—Of the Secretary.

Sec. 1. The Secretary shall keep fair and correct minutes of the proceedings of the College, with such marginal notes as may be necessary for reference. He shall produce the book of proceedings at each meeting.

Sec. 2. He shall give notice of all meetings of the College. Shall keep a correct list of the members, and furnish the Treasurer promptly with official notice of the election of all new members. Shall furnish the chairman of each committee with a minute of his appointment, and of the business entrusted to his committee. Shall, under the direction of the Board of Trustees, act as Corresponding Secretary.

Sec. 3. He shall be *ex officio* Secretary of the Board of Trustees.

LAW III.—Of the Treasurer.

Sec. 1. The Treasurer shall give bond for the faithful performance of the duties of his office, and render account to the Board of Trustees in such manner as they may direct.

Sec. 2. He shall receive all funds of the College.

Sec. 3. He shall pay money only on order of the President, countersigned by the Secretary ; and shall present at the stated meetings for business in July and January of each year, a statement of his accounts.

Sec. 4. He shall receive all applications for membership, and same submit to Board of Examiners for action.

LAW IV.—*Of the Board of Examiners.*

Sec. 1. It shall be the duty of the Board of Examiners, to decide upon the qualifications of all applicants for membership, and report their decision to the Board of Trustees.

Sec. 2. It shall be their duty to take cognizance of all violations by the members of this College of its constitution, by-laws, or code of ethics, and also of any pharmaceutical malpractice that may come under, or be brought to their notice, and same report to Board of Trustees for action.

LAW V.—*Of the Trustees.*

Sec. 1. The Board of Trustees shall meet on the first Tuesday in January, April, July and October of each year, and may by adjournment, or at call of the President, meet oftener if necessary. A majority of said Board shall constitute a quorum.

Sec. 2. They shall, upon report of name and qualifications of an applicant for membership by the Board of Examiners, take action thereon, and may, by vote of a majority, (five members,) admit said applicant to membership.

Sec. 3. They shall under such regulations as they may adopt, grant the degrees of Graduate in Pharmacy, Master in Pharmacy and Doctor in Pharmacy, and issue diplomas to the recipients of same.

Sec. 4. They shall establish an educational standard, applicable to all persons proposing to qualify themselves as pharmacists, by becoming students in this College. And shall provide a suitable examination to ascertain the qualifications of said proposed student, before admitting them as such.

LAW VI.—*Of Members.*

Sec. 1. Every duly qualified pharmacist of good moral and professional standing, residing and doing business in the State of Maryland, shall, upon election by the Board of Trustees, the signing of the constitution, and payment of the installation fee, become a member of this College.

Sec. 2. Every member shall pay an installation fee of five dollars (\$5.) He shall pay annually thereafter five dollars, (\$5,) at the January meeting of the College, and a ratable proportion for any fractional portion of the year in which he shall become a member.

Sec. 3. No member of this College shall take an apprentice for a less term than four years. In case an apprentice leaves his employer, before his full term shall have expired, said apprentice shall not be employed by a member of this College, either as apprentice or assistant, without full consent of his former employer.

Sec. 4. All members of this College shall cause their apprentices to attend two courses of such lectures as may be established by the Board of Trustees.

Sec. 5. No resignation shall be received from any member of the College, unless accompanied by a voucher from the Treasurer, that his certificate of membership has been returned or destroyed, and all arrearages paid.

Sec. 6. Any member neglecting the payment of his contributions one year after due, may be expelled the College by a vote of two-thirds of the members present.

Sec. 7. All persons of distinguished reputation in connection with the objects of this College, or such as may have rendered it valuable services, may become honorary members on vote of a majority of the members present. They shall be entitled to all the privileges of members, except the right to vote.

Sec. 8. Wholesale Druggists may become contributing members on vote of a majority of the members present; and shall pay an annual contribution of five dollars, (\$5.) They shall be entitled to the privileges of honorary members.

Sec. 9. Every member of the College shall on payment of two dollars and fifty cents, (\$2 50,) be entitled to a certificate of membership, signed by the Board of Trustees, and sealed with the seal of the College. Such member consenting in writing to return said certificate to the College on ceasing to be a member from any cause whatever.

LAW VII.—*Of Graduates.*

Sec. 1. Apprentices shall be required to serve at least four years with some reputable pharmacist; attend two full courses of lectures, the last of which shall be in the schools of this College; comply with rules; pay the fees, and pass such examination as the Board of Trustees may direct; be twenty-one years of age before he shall be declared a graduate of this College; and, upon the payment of \$10, be entitled to a diploma, conferring the degree of Graduate in Pharmacy.

LAW VIII.—*Of Committees.*

Sec. 1. There shall be appointed annually at the January meeting of the College, the following Standing Committees, each of which shall consist of five members, who shall hold office for one year, and until their successors are appointed.

ON UNOFFICINAL FORMULAS.

It shall be the duty of this Committee to select, compile and prepare formulas for preparations prescribed by physicians, for which no formula is found in authorized text books.

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The Committee shall report from time to time ; and under the direction of the College, edit and publish such formulas as may be approved.

ON ANNUAL COMMENCEMENT.

It shall be the duty of this Committee, to procure a suitable room, and make the necessary arrangements for the Annual Commencement.

ON REVISION OF PHARMACOPÆIA.

It shall be the duty of this Committee to revise and prepare, a report on the Pharmacopœia prior to every national revision of same subsequent to that of 1870.

ON LECTURES AND CHEMICAL APPARATUS.

It shall be the duty of this Committee to publish and distribute the circular for the annual course of lectures. To take charge and keep in order the Chemical and Pharmaceutical apparatus. To furnish the Professor of Chemistry, with such materials as he may require for the proper illustration of his lectures by experiments, and to render him such assistance as he may require, and have general supervision over said lectures.

ON LIBRARY.

It shall be the duty of this Committee to take charge of, and keep a catalogue of the books in the Library, and keep a record of all books loaned to members. No book to be loaned for more than one month at one time, nor to other person than a member.

ON CABINET OF SPECIMENS.

It shall be the duty of this Committee to take charge of all Specimens belonging to the College, and from time to time, examine the same, and report to the College, and make removals or additions they may deem necessary.

LAW IX.—*Of Meetings.*

Sec. 1. The stated meetings of this College shall be held on the second Thursday of each month.

Sec. 2. Six members shall constitute a quorum.

Sec. 3. As soon as six members shall appear at or after the appointed time of meeting, the President, or in his absence, one of the Vice-Presidents, shall take the chair; in their absence, a chairman, pro tempore, shall be appointed.

Sec. 4. After the meeting has been organized no person shall leave the room without permission from the presiding officer.

Sec. 5. At stated or adjourned meetings, business shall be proceeded in, in the following order : viz. 1. The Secretary shall call the roll and note absentees ; 2. Minutes of the preceding meeting read, corrected if necessary, and adopted ; 3. Minutes of the Board of Trustees for the preceding meeting or meetings and such memoirs and reports as they may present ; 4. Essays and communications on subjects relating to the objects of the institution ; 5. Incidental business.

Sec. 6. At a special meeting, after the minutes of the preceding meeting have been read, the meeting shall immediately proceed to the consideration of the business for which it was especially convened, and no other business shall be brought before the College at such special meeting.

Sec. 7. The chair shall decide upon all questions of order, from which decisions, however, an appeal to the meeting may be had, if required by two members, and the meeting shall thereupon decide without debate.

Sec. 8. No motion shall be received unless seconded, nor until the mover, (if required by the President, Chairman, or a member,) shall have committed it to writing.

Sec. 8. Every member when speaking shall address the chair, and when a motion is before the meeting, no motion shall be received, unless to amend, divide, commit, postpone, or to adjourn, and a motion to adjourn shall be decided without debate.

Sec. 10. No member shall speak more than twice on any subject, nor more than five minutes at any one time, without special permission of the College.

Sec. 11. All reports of committees shall be in writing and when read to the College shall be considered as accepted, without a vote, unless objection be made thereto.

LAW X.—*Diplomas.*

Sec. 1. No diploma shall be recognized that is not based upon four years practical service with some reputable pharmacist.

LAW XI.

Sec. 1. Any amendment to the Constitution or By-Laws, shall be offered in writing, at least one regular meeting previous to its being adopted.

C O D E O F E T H I C S.

PHARMACY being a profession which demands knowledge, skill, and integrity on the part of those engaged in it, and being associated with the medical profession in the responsible duties of preserving the public health, and dispensing the useful though often dangerous agents adapted to the cure of disease, its members should be united on some general principles to be observed in their several relations to each other, to the medical profession, and to the public.

With this object in view, as well as the elevation of the professional standard, the members of the *Maryland College of Pharmacy* have agreed upon the following principles for their government in their business pursuits :

ARTICLE 1.—That we adhere to the *National Pharmacopœia* as our guide in the preparation of all officinal medicines, so far at least as the strength of said preparations is concerned, and also to the mode of preparation, except in such cases where we may conceive the same result attainable by another process believed by us to be preferable.

ARTICLE 2.—We discountenance all secret formulæ between Physicians and Apothecaries, and hold it to be our duty to communicate the formula and mode of preparation of any medicine which is used in the practice of a physician, upon the request of a member of this College, where such formula shall have originated with us, and even when we may have otherwise obtained it, unless in the latter instance we would violate a moral principle in so doing.

Furthermore, we hold it to be the duty of every member of this College to communicate at the monthly meetings all improvements in formulæ, manipulation, apparatus, &c., and such useful hints as may have occurred to his mind from time to time in relation to the business, for the sake of adding to the general fund of knowledge and to promote the advancement of the profession.

ARTICLE 3.—As the diagnosis and treatment of diseases belong to the province of a distinct profession, and as a pharmaceutical education does not qualify the graduate for these responsible offices, we should, where it is practicable, refer applicants for medical aid to a regular physician.

ARTICLE 4.—We discountenance all connection between Apothecaries and Physicians, either as joint proprietors of stores, or in stores which are owned by Physicians and conducted by Apothecaries under their own names. And being convinced that the practice of allowing Physicians a per centage on the price of their prescriptions, is not only highly disreputable to both the Physician and Apothecary engaged therein, but dishonest, and injurious to the public interest. We do not consider any Apothecary who is guilty of this dishonorable practice, entitled to associate with us as a member of this College.

ARTICLE 5.—The Apothecary should be remunerated by the public for his knowledge and skill, and in his charges should be regulated by the time consumed in preparation, as well as by the value of the article sold; although location and other circumstances necessarily affect the rate of charges at different establishments, no Apothecary should, intentionally, undersell his neighbors with a view to their injury.

ARTICLE 6.—One of the principal duties of the Apothecary is to supply himself with genuine and pure articles of the Materia Medica and such chemical and pharmaceutical preparations as he may not prepare himself. In the selection of many articles, such as, Powders and some Essential Oils, to procure them genuine and unadulterated, it is necessary to rely in the integrity of the wholesale druggist; we therefore, hold it to be our duty to avoid the druggist who would knowingly furnish a sophisticated or impure article of any description whatever; and as compounding prescriptions and dispensing medicines at retail, form no part of the business of the wholesale druggist, but is highly injurious to our trade, we cannot be expected to make our purchases from those who are addicted to either of the above practices. Any member of this College becoming cognizant of either of those practices, shall be required to make it known to the College at its next meeting.

ARTICLE 7.—Both Physicians and Apothecaries are liable to commit errors, the former in writing prescriptions, the latter in compounding them; we therefore deem it to be our duty, when we are satisfied that an error has been committed in writing a prescription, to use commendable tact in concealing the same from the patient, so as to avoid compromising the reputation of the Physician. On the other hand, when the error is on the part of the Apothecary, the Physician should feel bound to screen him from undue censure. We should feel bound to protect each other; never giving currency to a report that will affect the reputation of a brother Pharmaceutist, and which may, possibly, have no foundation in fact.

ARTICLE 8.—As there are many powerful substances that rank as poisons, which are constantly kept by Apothecaries, and prescribed by Physicians, and which are only safe in their hands; as Arsenious Acid, some Vegetable Alkaloids, Ergot, Cantharides, etc., we hold that the Apothecary is not justified in vending these powerful agents indiscriminately to persons unqualified to administer them, and that a prescription should always be required, except in those cases when the poisons are intended for the destruction of animals or vermin—and in these instances only with the guarantee of a responsible person. And we hold that when there is good reason to believe that the purchaser is habitually using opiates or stimulants to excess, every conscientious Apothecary should discourage such practice.

ARTICLE 9.—As the By-laws of the College require an Educational standard to entitle the student to graduate, it is earnestly recommended that members exercise due care and employ none but those possessing sufficient educational attainments, to enable them to pass the required examination, and to that end it is also recommended that they do not employ youths under the age of sixteen years.

ROLL OF THE ACTIVE PAYING MEMBERS
OF THE

Maryland College of Pharmacy.

1870.

GEORGE W. ANDREWS,	JOHN DUSHANE,
WM. S. THOMPSON,	W. H. OSBORN,
J. BROWN BAXLEY,	JOHN SCHWARTZE,
CHAS. S. TILYARD,	FERDINAND HASSENCAMP,
OSCAR MONSARRAT,	CHARLES E. DOHME,
HENRY A. ELLIOTT,	JAMES E. McDANIEL,
WILLIAM ELLIOTT,	J. C. LEAMY,
JOSEPH ROBERTS,	ROBERT LAUTENBACH,
N. HYNSON JENNINGS,	CHARLES H. DIEFFENBACH,
JAMES P. FRAMES,	M. W. DONOVAN,
A. W. DUKE,	JAMES S. STEVENSON, JR.,
CHARLES CASPARI,	EMILE LAROQUE,
WILLIAM CASPARI,	RICHARD SAPPINGTON,
A. P. SHARP,	MRS. A. WISEMAN,
J. J. SMITH,	FRANKLIN METZGER,
J. F. MOORE,	HORACE BURROUGH,
E. H. PERKINS,	EDWARD E. BURROUGH,
EDWIN EARECKSON,	BENJAMIN T. WELCH,
JAMES ROGERS,	HENRY MITTNACHT,
FRANCIS P. SCOTT,	ADAM J. GOSMAN,
EUGENE J. T. RUSSELL,	CHRISTIAN SCHMIDT,
THOMAS E. KIRBY,	JOHN SOHL,
J. JACOB THOMSEN,	GEORGE F. FECHTIG,
JOHN BLOCK,	ALONZO LILLY, JR.,
WM. H. BROWN,	JOHN A. WEBB,
AUGUST VOGELER,	M. PASSAPOE, Frederick City,
LEWIS DOHME,	CHARLES E. BRACK,
E. WALTON RUSSELL,	J. NEWPORT POTTS,
JOHN F. HANCOCK,	J. H. HANCOCK.

A N A C T

Entitled an Act to prevent incompetent persons from conducting the business of Druggist or Apothecary, in the City of Baltimore.

WHEREAS, many unskilled and unqualified persons are engaged in vending, mixing and compounding drugs, medicines and chemicals, to the great danger of the health and lives of the people of Baltimore, and it is expedient that legislation shall be had to remedy said evil; therefore,

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That hereafter no person or persons shall conduct or open any retail drug and chemical store, as the proprietor or principal, or engage in the business of dispensing medicines, compounding physicians' prescriptions, or vending at retail any drugs, chemicals and other medicines, without having first obtained a certificate of his or their qualification and competency for such purpose, from the commissioners to be appointed under the provisions of this Act.

SEC. 2. *And be it enacted,* That the Maryland College of Pharmacy shall nominate biennially, of the most skilled and competent Pharmacists of Baltimore, ten persons, out of whom the Governor shall appoint three commissioners, whose duty it shall be to examine all and every person or persons, who shall desire to engage in the business of retailing drugs and chemicals, and of dispensing medicines and compounding physicians' prescriptions, in said city, touching his or their competency and qualification, and upon said commissioners, or any two of them being satisfied of the competency and qualification of such person or persons as aforesaid, then the said commissioners, or any two of them, shall grant to such person or persons a certificate thereof, which shall entitle such person or persons to carry on the business aforesaid.

SEC. 3. *And be it enacted,* That the commissioners to be appointed under the provisions of this Act, shall be styled "The Commissioners of Pharmacy and Practical Chemistry," and shall hold their office for two years, and thereafter until their successors shall be appointed and qualified, and within thirty days after their appointment, they, and each of them, shall take and subscribe before the Clerk of the Superior Court of Baltimore city, an oath faithfully and impartially to discharge the duties prescribed by this Act. And in case of vacancies occurring in said commission from death, resignation, or otherwise, the Governor shall fill said vacancies by appointment from among the ten nominated to him to fill the unexpired term.

SEC. 4. *And be it enacted.* That the commissioners under this Act, shall keep a book of registration open at some convenient place, of which due notice shall be given through the public press, and it shall be the duty of all Apothecaries now engaged in conducting the business for themselves or others, to appear before said commissioners within the period of sixty days after said notice, and be registered. In case of failure or neglect to be so registered, they shall forfeit the advantages conveyed to them by the 8th section of this Act.

SEC. 5. *And be it enacted,* That said commissioners shall be entitled to demand and receive from every such applicant for such certificate as aforesaid, the sum of not over five dollars, to be applied to the payment of the expenses arising under this Act.

SEC. 6. *And be it enacted,* That if any person shall engage in the retailing and vending of drugs and chemicals, and dispensing and compounding physicians' prescriptions, contrary to the provisions of this Act, either directly or indirectly, or as co-partner, or in the name of any other person or persons, such persons so offending shall be liable to a fine of fifty dollars for each and every week they or he shall continue such business, without such certificate as aforesaid, to be recovered before a single Justice of the Peace of said city, as small debts are, whereof one-half part shall go to the informer, and the balance to be disposed of as other fines and penalties.

SEC. 7. *And be it enacted,* That this Act, nor anything contained therein, shall not affect or apply to any person who shall have a diploma from any College or School of Pharmacy, based upon a regular apprenticeship to the Apothecary business.

SEC. 8. *And be it enacted,* That none of the provisions of this Act, excepting those contained in Section 4, shall be so construed as to apply to any person now engaged in the Apothecary business in the city of Baltimore.

SEC. 9. *And be it enacted,* That this Act shall take effect from the date of its passage.

APPROVED, March 23, 1870.



